

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2010-005770-001 DT

10/10/2013

HONORABLE DAVID B. GASS

CLERK OF THE COURT
E. Aguilar
Deputy

STATE OF ARIZONA

MARGARET WU

v.

AARON RICHARD MARTENS (001)

WENDY L MAYS

COURT ADMIN-CRIMINAL-CCC
JUDGE WELTY

TRIAL CONTINUANCE PAST ORIGINAL LAST DAY

9:16 a.m.

Courtroom CCB 903

State's Attorney:	Margaret Wu
Defendant's Attorney:	Wendy Mays
Defendant:	Present
Court Reporter:	Luz Franco

Having considered the Motion to Continue by counsel for the Defense, the Court finds,

1. The nonmoving party or parties: Do Not Object.
2. The Arraignment date was: 2/07/2013.
3. The original last day was: 11/17/2013.
4. The existing date of the trial when the motion was filed: 10/17/2013.
5. The number of continuances granted before this continuance was: zero.

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6. The motion was: In writing.
7. The motion was filed at least 5 days before trial: Yes.
8. If filed untimely, the motion sets forth with specificity the reasons for its untimeliness: Does Not Apply.

The Court finds that delay is indispensable to the interests of justice and that the following extraordinary circumstance(s) exist warranting the continuance:

Discovery is not complete. The Defense counsel has made requests for documents of specific federal entities and should be forthcoming. Those documents are necessary for the defense to finalize mitigation materials.

The Defendant waived applicable time limits: No.

IT IS ORDERED vacating the current trial setting of October 17, 2013 and resetting same to **February 24, 2014 at 8:00 a.m. before the Master Calendar Assignment Judge** in Courtroom 5B in the South Court Tower. All subpoenaed witnesses are to report to Courtroom 5B in the South Court Tower for trial and will be directed to the trial court from there.

IT IS FURTHER ORDERED setting the Final Trial Management Conference (FTMC) on **February 19, 2014 at 8:30 a.m. in this division.**

IT IS FURTHER ORDERED setting a Complex Case Management Conference on **December 04, 2013 at 8:30 a.m. in this division.**

JOINT CASE MANAGEMENT REPORTS:

No less than two working days before each Case Management Conference, the parties shall file a Joint Case Management Report. This report will inform the court of:

1. The specific progress made since the last Case Management Conference in completing activities previously established by the court and the parties;
2. Specific case preparation to be completed before the next Case Management Conference;
3. Witnesses who have been interviewed in the preceding month;
4. Witnesses who will be interviewed in the upcoming month;
5. Pending issues to be resolved.

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THE COURT FINDS extraordinary circumstances exist and that a delay is indispensable to the interests of justice.

IT IS FURTHER ORDERED excluding all time from 10/17/2013 through 2/24/2014 (130 days).

NEW LAST DAY: 3/27/2014.

IT IS FURTHER ORDERED affirming prior custody orders.

9:26 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.